

**Adjournment**

On motion of Senator Martin, the Senate, at 4:14 o'clock p. m., adjourned until 10:30 o'clock a. m. tomorrow.

**SIXTY-SEVENTH DAY**

(Wednesday, May 25, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

O God Our Father, deliver us from the evil within us and the temptations that confront us. May we not be conformed to this world, but be transformed by the renewing of our minds; that we may prove what is that good, and acceptable, and perfect will of God, as the law of our lives. We pray in Christ's name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**Senate Concurrent Resolution 75**

Senator Aikin offered the following resolution:

S. C. R. No. 75, Commending the State Board of Education, The Texas Education Agency and the Commissioner of Education for leadership in

Centennial Celebration of Texas Public Schools.

Whereas, Senate Concurrent Resolution No. 45, adopted by the Senate and the House of Representatives of Texas in May, 1953, designated the year 1954 as the Centennial Year of the Founding of the Texas Public School System; and

Whereas, Senate Concurrent Resolution No. 45 further resolved that the State Board of Education serve as the agent of the State in furnishing leadership to the citizens of Texas to the end that the Centennial Year of the Founding of the Texas Public School System be appropriately observed; and

Whereas, The State Board of Education, under the able chairmanship of Honorable Thomas B. Ramey of Tyler approved a broad plan for observance of the Centennial Year which was designed to embrace the educational and cultural retrospective and ambitious outlook of the whole population of the state, as well as to arouse participation interest on the part of various facets of the social, economic and religious life of its citizens; and

Whereas, The people of Texas, continuing their support to enlarge and improve the system of public school education, did give enthusiastic cooperation in carrying out the plan to commemorate one hundred years of educational progress in Texas, thereby making the School Centennial celebration an outstanding event in the diffusion of knowledge so essential to the preservation of their rights and liberties; now, therefore, be it

Resolved, That the Senate of the 54th Legislature, the House of Representatives concurring, on behalf of the people of Texas, commends the State Board of Education, the Texas Education Agency, and the Commissioner of Education for the leadership extended, by which an outstanding Statewide program was carried out, thereby reflecting credit on both the schools and the cooperating organizations, as well as the entire citizenship.

AIKIN  
MOFFETT

The resolution was read.

On motion of Senator Aikin and by unanimous consent, the resolution was considered immediately and was adopted.

**Senate Resolution 382**

Senator Hardeman offered the following resolution:

Whereas, It is reported that the Congress of the United States is considering increasing the Federal tax on gasoline; and

Whereas, The levying of additional Federal taxes for the purpose of making grants-in-aid to the states is in conflict with Article X of the Bill of Rights of the United States Constitution; and

Whereas, It would be the better part of wisdom for the Federal Government to address itself to balancing the budget and reducing the national debt rather than increasing grants-in-aid to the respective states; and

Whereas, The principles of both good government and economy could be met if the Federal Government would abandon certain fields of taxation, including gasoline taxes, to the states so that they might become self-sustaining in regard to all services, including roads, which can best be administered by the states; now, therefore, be it

Resolved, by the Senate of the State of Texas, That the Congress be respectfully requested to refrain from increasing the present levy on gasoline and that such present levy be repealed; and be it further

Resolved, That a copy of this resolution be mailed to each Member of the Texas Delegation in Congress.

HARDEMAN  
LOCK  
MOORE  
PARKHOUSE  
ASHLEY  
CORBIN  
HAZLEWOOD

The resolution was read.

Senator Hardeman asked unanimous consent to consider the resolution immediately.

There was objection.

Senator Hardeman then moved to consider S. R. No. 382 at this time.

The motion prevailed by the following vote:

**Yeas—26**

Aikin	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Ratliff
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	Willis
Moffett	

**Nays—4**

Bracewell	Phillips
McDonald	Roberts

**Absent**

Ashley

The President Pro Tempore laid the resolution before the Senate for consideration at this time.

The resolution was adopted by the following vote:

**Yeas—28**

Aikin	Moffett
Ashley	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Ratliff
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	Willis
McDonald	

**Nays—3**

Bracewell	Roberts
Phillips	

**Senate Resolution 383**

Senator Lane offered the following resolution:

Whereas, we are honored today to have in the gallery of the Senate, the Center High School Band, comprised of thirty-five girls and twenty boys, accompanied by their teacher, Mr. McDonald, and Mrs. Clyde Watson, Mrs. Alma Goodman, Mrs. Ford Walker and Mr. and Mrs. Hugh Thames, sponsors; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Lane, by unanimous consent, presented the members of the Band and sponsors to the Members of the Senate.

#### Senate Resolution 384

Senator Ashley offered the following resolution:

Whereas, We are honored today to have in the gallery the Senior Class from Camp Wood High School, accompanied by Z. B. Gray; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Ashlev, by unanimous consent, presented the students and Mr. Gray to the Members of the Senate.

#### Message from the House

Hall of the House of Representatives  
Austin, Texas,  
May 25, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. J. R. No. 47, Proposing an amendment to the Constitution of the State of Texas by adding a new Section to Article III to be known as Section 62, authorizing the Legislature to provide for the establishment of Mosquito and Vector Control Districts, and authorizing a tax in support thereof.

H. C. R. No. 167, In memory of William Henry Crosthwait of Dallas, Texas.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Senate Resolution 385

Senator Owen offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate George Finley, Judge W. E. Cook and J. A. Scoggins; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate, and that a copy of this resolution be mailed to such visitors in recognition of their visit.

The resolution was read and was adopted.

Senator Owen, by unanimous consent, presented the guests to the Members of the Senate.

#### Senate Resolution 386

Senator Ashley offered the following resolution:

Whereas, On May 24, 1955, a group of Senate Wives and their guests visited the historic and picturesque City of Fredericksburg, located in the beautiful Hill Country of Texas; and

Whereas, Mr. William Petmecky, manager of the Fredericksburg Chamber of Commerce, and his charming wife, Emma Petmecky, extended the keys of the City to this group of visiting ladies and accorded them every courtesy; and

Whereas, The Senate Wives and their guests, as well as the Members of the Senate sincerely appreciate the hospitality extended to this group; now, therefore, be it

Resolved, That we officially recognize and express our thanks to Mr. and Mrs. William Petmecky for their courtesy to the Senate Wives and their guests.

ASHLEY

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Bracewell, Colson, Corbin, Fly, Fuller, Hardeman, Hazlewood, Kazen, Kelley, Lane, Latimer, Lock, Martin, McDonald, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Roberts, Rogers of Childress, Rogers of Travis, Secrest, Shireman, Strauss, Wagonseller, Weinert, Willis.

The resolution was read.

On motion of Senator Latimer the names of the Lieutenant Governor and all of the Senators were added to the resolution as signers thereof.

The resolution was then adopted.

#### Bills Signed

The President Pro Tempore signed in the presence of the Senate after the captions had been read the following enrolled bills:

S. B. No. 165, A bill to be entitled "An Act amending Section 16(d), Acts 1929, 41st Legislature, Chapter 314, page 698, as amended by Acts 1931, 42nd Legislature, Chapter 277, page 480, Section 17 (being Article 1690b, Vernon's Penal Code of Texas); and amending Acts 1929, 41st Legislature, Chapter 314, page 698, as amended by Acts 1931, 42nd Legislature, Chapter 277, page 480, Section 17, by adding Section 16(j), making it unlawful to issue, show, or display, or to enter into a conspiracy or agreement to issue, display, or use a false, fictitious, or misleading bill of sale, bill of lading, or manifest on commodities being transported over the highways of this State; etc.; and declaring an emergency."

S. B. No. 284, A bill to be entitled "An Act providing for the form and contents of accident and sick insurance policies issued in this State; defining certain terms for the purpose of this Act; etc.; and declaring an emergency."

#### House Concurrent Resolution 167 on Second Reading

The President Pro Tempore laid

before the Senate on its second reading the following resolution:

H. C. R. No. 167, In memory of William Henry Crosthwait of Dallas.

The resolution was read.

On motion of Senator Colson, and by unanimous consent, the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted by a rising vote of the Senate.

#### Senate Bill 447 on First Reading

Senator Rogers of Travis, by unanimous consent, introduced the following local bill, which was read first time and referred to the committee indicated:

By Senator Rogers of Travis:

S. B. No. 447, A bill to be entitled "An Act amending Chapter 105 of House Bill 566, Acts of the Regular Session, 52nd Legislature, 1951, as amended in same session by Chapter 447, House Bill 812, by adding thereto a new section to be numbered Section 2a, making it lawful to spear rough fish in the Colorado River and its lakes; and declaring an emergency."

To the Committee on Game and Fish.

(President in the Chair.)

#### Motion to Re-refer Senate Resolution 364

Senator Moore asked unanimous consent to withdraw S. R. No. 364 from the Committee on State Affairs and re-refer to the Committee on Public Health.

There was objection.

Senator Moore then moved to withdraw S. R. No. 364 from the Committee on State Affairs and re-refer to the Committee on Public Health.

The motion was lost by the following vote:

Yeas—11

Colson	Moore
Corbin	Rogers
Latimer	of Childress
Martin	Strauss
McDonald	Wagonseller
Moffett	Willis

## Nays—19

Aikin	Lock
Ashley	Parkhouse
Bracewell	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Kelley	Weinert
Lane	

## Absent

Owen

## House Bill 709 on Third Reading

Senator Rogers of Travis asked unanimous consent to suspend the regular order of business and take up H. B. No. 709 on its third reading.

There was objection.

Senator Rogers of Travis then moved to suspend the regular order of business and take up H. B. No. 709 on its third reading.

The motion prevailed by the following vote:

## Yeas—19

Aikin	Parkhouse
Colson	Phillips
Corbin	Roberts
Fuller	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Kelley	Strauss
Lane	Wagon seller
McDonald	Willis
Moore	

## Nays—9

Ashley	Lock
Bracewell	Martin
Fly	Ratliff
Hardeman	Weinert
Latimer	

## Absent

Moffett	Rogers
Owen	of Childress

The President laid before the Senate on its third reading the following bill:

H. B. No. 709, A bill to be entitled "An Act amending Section 1 of House Bill No. 603, Chapter 500, Acts 52nd Legislature, 1951, as amended, so as to define the term 'political subdivision'; and declaring an emergency."

The bill was read the third time.

Senator Roberts offered the following amendment to the bill:

Amend H. B. 709 by adding the following to be numbered Section 1A:

Section 1A. The maximum participation by the State of Texas for one or more retirement shall be frozen at 7% and any program requiring any part of this contribution by the State of Texas shall reduce the other program proportionately.

The amendment failed of adoption by the following vote:

## Yeas—14

Ashley	McDonald
Bracewell	Moffett
Fly	Phillips
Hardeman	Ratliff
Kazen	Roberts
Lock	Strauss
Martin	Weinert

## Nays—17

Aikin	Owen
Colson	Parkhouse
Corbin	Rogers
Fuller	of Childress
Hazlewood	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Wagon seller
Moore	Willis

The bill was then finally passed.

## Senate Resolution 387

Senator Rogers of Travis offered the following resolution:

Whereas, The National Resources Conference of The Industrial College of the Armed Forces will bring to a close May 27, 1955, a two-weeks session at Batts Hall, The University of Texas, at Austin, where nearly 450 civilian and military representatives have come together to consider for this period critical problems of our national security and defense; and

Whereas, This conference is notable for the fact that it has attained the highest enrollment, among sixteen conferences held in the nation this year, of military reservists called to active duty and civilian conferees selected for participation in this highly important joint study of national economic resources and capabilities vital to national defense; and

Whereas, The Austin Conference has been conducted by the "Blue Team" of six carefully selected faculty members from the Industrial College

of the Armed Forces in Washington, D. C., and the success of the conference has been due in very large measure to their forceful and intelligent leadership in these studies; now, therefore, be it

Resolved, By the Senate of Texas, that

Mark C. Bane, Jr., Colonel, United States Air Force;  
Dermott V. Hickey, Commander, United States Navy;  
Leo H. Heintz, Colonel, United States Air Force;  
Guy H. Kissinger, Jr., Colonel, United States Marine Corps;  
Robert M. Mann, Colonel, United States Army; and  
Carlton J. Martin, Colonel, United States Air Force;

members of the faculty having charge of the Austin Conference of the Industrial College of the Armed Forces for the period May 16 through May 27, 1955, be and they are hereby commended for their outstanding performances as leaders and instructors; and each of these officers, who as a group represent all of the services of the Armed Forces of the United States, are here mentioned and individually recognized for their superior work and efficiency; and, be it further

Resolved, That a copy of this resolution be mailed to each of the officers named; and that a copy be mailed to the Commandant of the Industrial College of the Armed Forces, Washington, D. C.

The resolution was read and was adopted.

#### Presentation of Guests

Senator Hardeman by unanimous consent presented Mrs. Clark Hudspeth, the wife of a former Senator, of San Antonio, Mr. Porter and Mr. Frazier of San Antonio to the Members of the Senate.

#### House Bill 841 on Third Reading

On motion of Senator Hazlewood and by unanimous consent, the President laid before the Senate on its third reading and final passage the following bill:

H. B. No. 841, A bill to be entitled "An Act relating to veterinary medicine and surgery; amending The Veterinary Licensing Act (Article 7465a, Vernon's Revised Statutes) by making further provisions for licens-

ing of veterinarians; and declaring an emergency."

The bill was read third time and was passed.

#### Record of Votes

Senators Phillips, Colson, Rogers of Childress, Willis, Moffett, Aikin, Lane and McDonald asked to be recorded as voting "Nay" on the final passage of H. B. No. 841.

#### Senate Bill 290 with House Amendments

Senator Aikin called S. B. No. 290 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Aikin moved that the Senate concur in the House amendments.

Senator Lock moved that the Senate do not concur in the House amendments and request the appointment of a Conference Committee to adjust the differences between the two Houses on the bill.

Question first on the motion of Senator Lock, the motion was lost by the following vote:

#### Yeas—4

Bracewell	Lock
Fly	Martin

#### Nays—25

Aikin	Moore
Ashley	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
McDonald	Wagonseller
Moffett	Willis

#### Absent

Owen	Weinert
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Question next on the motion by Senator Aikin, the motion prevailed and the Senate concurred in House amendments to S. B. No. 290.

**Message from the Governor**

The President laid before the Senate and directed the Reading Clerk to read the following message received from the Governor today:

Austin, Texas,  
May 25, 1955.

To the Members of the Fifty-fourth Legislature.

Complying with the requests contained in House Concurrent Resolution 168 and House Concurrent Resolution 169, I am returning herewith House Bill 443 and House Bill 909.

Respectfully submitted,  
ALLAN SHIVERS,  
Governor of Texas.

**Conference Committee on  
House Bill 77**

Senator Latimer called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 77 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following conferees on the bill on the part of the Senate: Senators Latimer, Hardeman, Kazen, Lane and Shireman.

**Conference Committee Report on  
House Bill 670**

Senator Kelley submitted the following Conference Committee Report on H. B. No. 670:

Austin, Texas,  
May 23, 1955.

The Hon. Ben Ramsey, President of the Senate.

The Hon. Jim Lindsey, Speaker of the House.

Sirs: We, your Conference Committee appointed to adjust the differences between the Senate and the House of Representatives on House Bill No. 670, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

KELLEY  
AIKIN

PARKHOUSE  
STRAUSS  
LATIMER

On the part of the Senate.

ELLIS  
TURMAN  
JOHNSON  
KING  
ANDIS

H. B. No. 670:

**A BILL  
TO BE ENTITLED**

"An Act amending House Bill No. 705, Acts of the 51st Legislature, Regular Session, 1949, Chapter 538, Page 988, by amending Sections 4 and 5, providing for the reduction in membership of the Council and a reorganization of the Council; providing for the appointment of an Advisory Committee for the Council; clarifying and extending functions of the Executive Committee; providing a repealing clause, a saving clause, and declaring an emergency."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Amend Section 4 of House Bill No. 705, Acts of the 51st Legislature, Regular Session, 1949, Chapter 538, Page 988, so as to hereafter read as follows:

"Section 4. Council Established.

"(a) The State Youth Development Council shall consist of nine (9) members selected as follows: six (6) members, who are influential citizens in their respective communities and recognized for their interest in the welfare of youth, shall be appointed by the Governor with the consent of the Senate, provided that citizens of Texas now serving as members of Boards or Commissions of the State may be eligible for appointment to this Council, service on said Council to be considered as an extension of their other official duties; and three (3) State officers—the Executive Director of the State Department of Public Welfare, the Director of the Texas Department of Public Safety, and the Chairman of the Texas Employment Commission, shall serve ex officio, the service by such State officials on the Council to be considered as additional duties of their present offices, and not as a separate office or employment.

The present members of the Council who have previously been appointed by the Governor and confirmed by

the Senate shall continue to hold office for the terms to which they have been appointed.

"(b) The duties of the six (6) appointed members first mentioned, in addition to serving as regular members of the Council, will be to provide the essential liaison with the public to enlist its support and participation, to channel the public's suggestions to the Council, and to keep the Council's sights trained on the major needs and problems of Texas youth. The term of office of the six (6) appointed members shall be six (6) years except that initially two (2) members shall be appointed for a six-year term, two (2) members for a four-year term, and two (2) members for a two-year term. Said members shall be eligible for reappointment. A vacancy for an unexpired term shall be filled by the Governor with the consent of the Senate. The lay members shall each receive a per diem of Ten Dollars (\$10) for not exceeding sixty (60) days for any fiscal year.

"(c) Two (2) persons shall be employed by the Executive Committee subject to the approval of the Council to serve at the pleasure of the Council, and shall perform such duties as shall be designated by the Council. Said employees shall devote full time to the work of the Council.

"(d) All members of the Council shall receive as expenses that sum provided by Statute for other State employees.

"(e) The Council shall hold meetings at the call of its Chairman or Secretary or at the request of any three (3) members at such times and places as its Chairman may determine, but it shall hold not less than six (6) meetings annually.

"(f) The State Youth Development Council shall have its office wherever the Council chooses, in such building as shall be designated and approved by the State Board of Control."

Section 2. Amend Section 5 of House Bill No. 705, Acts of the 51st Legislature, Regular Session, 1949, Chapter 538, Page 988, so as to hereafter read as follows:

"Section 5. Organization of the Council.

"(a) A member of the Council shall be designated by the Governor as its Chairman and he shall preside over all meetings of said Council. The Executive Director of the State Department of Public Welfare shall be Ex-

ecutive Secretary of the Council and shall be the executive and administrative officer of the Council. The Executive Secretary and two (2) other members of the Council appointed by that body shall constitute the Executive Committee of the Council, one (1) of which shall be a member of the Council appointed by the Governor.

"(b) The Council shall be responsible for the adoption of all policies and may make all rules appropriate to the proper accomplishment of its functions. It is further provided that the Council may delegate any function or responsibility to the Executive Committee, and the Executive Committee is hereby authorized to transact all business on behalf of the Council.

"(c) The powers and duties of the Council in respect to placement for training and treatment, transfer, release under supervision, and discharge of delinquent children committed to the Council shall be exercised and performed by the Executive Committee and may be delegated to the Executive Secretary. The Executive Secretary may delegate the powers and duties vested in him by this Subsection to any member or employee of the Council, or State employee designated by the Council.

"(d) All powers, duties, and functions granted to or imposed on the Council by any provision of law may be exercised and performed by the Secretary or by any member or employee designated or assigned by the Council or by the Secretary.

"(e) For the exercise of all functions five (5) members of the Council shall constitute a quorum.

"(f) Such citizens as the Council or the Governor may appoint shall constitute an Advisory Committee for the Council. It shall be the function of the Advisory Committee, upon request of the Council, to make recommendations and render advice to the Council concerning any matter coming within the scope of the Council's duties and functions. The service of any State official on the Advisory Committee shall be considered as additional duties of his office."

Section 3. All laws or parts of laws in conflict herewith are hereby repealed to the extent of such conflict only.

Section 4. If any section, subsection, paragraph, sentence, clause, phrase, or word in this Act, or application thereof to any person or circumstance

is held invalid, such holding shall not affect the validity of the remaining portions of this Act, and the Legislature hereby declares it would have passed such remaining portions despite such invalidity.

Section 5. The fact that the majority of the State officers who are now serving as ex-officio members of the Council are engaged in work unrelated to the work carried on by the Council; the fact that they have little time to devote to the responsibilities of the Council since their responsibilities in connection with their own regular employment are so dissimilar to the work performed by the Council; and the further fact that there are many citizens who are interested in the problem of juvenile delinquency and the care of children and youth whose time is not consumed in other fields of activity, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three (3) several days in each House and the constitutional rule requiring bills to take effect and go into force ninety (90) days after adjournment be suspended, and the same are hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read.

On motion of Senator Kelley, and by unanimous consent, the report was considered immediately and was adopted by the following vote:

#### Yeas—28

Aikin	Moffett
Bracewell	Moore
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

#### Absent

Ashley	Weinert
Owen	

#### House Bills on First Reading

The following bills received from

the House were read first time and referred to the committees indicated:

H. B. No. 955, To the Committee on Counties and County Boundaries.

H. B. No. 126, To the Committee on Educational Affairs.

H. J. R. No. 47, To the Committee on Constitutional Amendments.

#### Reports of Standing Committees

Senator Shireman, by unanimous consent, submitted the following report:

Austin, Texas,  
May 25, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 447, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SHIREMAN, Chairman.

Senator Fly, by unanimous consent, submitted the following report:

Austin, Texas,  
May 25, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 955, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

#### Message from the Governor

The following message received from the Governor today was read and filed with the Secretary of the Senate:

Austin, Texas,  
May 25, 1955.

To the Members of the Fifty-fourth Legislature.

I am vetoing and returning herewith House Bill No. 85 for the reason that this bill among other things raises the speed limits from 60 to 65 miles per hour on all highways and to 70 miles per hour day and night on four-lane divided highways.

Authoritative studies based on ac-

tual experience show that an increase in the maximum speed limits results in an increase in the mileage death rate no matter how well planned and constructed the highway system might be and even if no one violated the posted limit. A comparative analysis of the New York Thruway with a speed limit of 60 miles per hour and the Pennsylvania Turnpike with a speed limit of 70 miles per hour reveals that the mileage death rate on the Pennsylvania Turnpike was three times that on the New York Thruway in 1953-54. The controls and the amount of police supervision on these two highways were very similar, the only difference being the ten-mile differential in speed limits. These alarming discoveries resulted in a reduction of the speed limit on the western portion of the Pennsylvania Turnpike from 70 to 60 miles per hour.

Should this bill be allowed to become law, the efficiency of our highway system would be greatly reduced and traffic accidents would be more severe. Until safer highways can be built and more effective means of speed control devised, I cannot conscientiously approve a bill which in all probability would result in an increase in the number of traffic deaths, injuries, and property destruction.

Respectfully submitted,

ALLAN SHIVERS,  
Governor of Texas.

#### House Bill 927 on Second Reading

On motion of Senator Wagonseller, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 927, A bill to be entitled "An Act amending Section 1 of, and adding Section 7a to, Acts 1951, 52nd Legislature, House Bill No. 275, Chapter 125, as amended by Acts 1953, 53rd Legislature, House Bill 458, Chapter 97, to include Denton, Wise, and Parker Counties within the provisions of said Act and to provide for public hearings before adoption of rule, regulation or order; repealing all laws or parts thereof in conflict with this Act; providing effective date of this Act; and declaring an emergency."

The bill was read second time.

Senator Wagonseller offered the fol-

lowing committee amendment to the bill:

Amend H. B. 927 by striking out the county "Denton" wherever it appears in the bill.

The committee amendment was adopted.

On motion of Senator Wagonseller, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed to third reading.

#### House Bill 927 on Third Reading

Senator Wagonseller moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 927 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Bill 955 Ordered Not Printed

On motion of Senator Hardeman, and by unanimous consent, H. B. No. 955 was ordered not printed.

#### Conference Committee Report on House Bill 287

Senator Corbin submitted the following Conference Committee report on H. B. No. 287:

Austin, Texas,  
May 18, 1955.

Hon. Ben Ramsey, President of the Senate.

Hon. Jim Lindsey, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on H. B. No. 287 have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

CORBIN  
MOORE  
WAGONSELLER  
KELLEY  
OWEN

On the part of the Senate.

CARR  
BERRY  
McGREGOR  
McDANIEL  
REEVES

On the part of the House.

H. B. No. 287:

#### A BILL TO BE ENTITLED

"An Act providing for additional compensation for the County Judge of Lubbock County for serving as a member of the County Juvenile Board; naming the fund out of which the additional compensation shall be payable; providing that this Act shall be cumulative of existing laws; providing for a severability clause; and declaring an emergency."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. The County Judge of Lubbock County, Texas, may be allowed the additional compensation of Fifteen Hundred Dollars (\$1500) per annum for serving as a member of the County Juvenile Board which shall be paid in twelve (12) equal monthly installments out of the General Fund of such county.

Sec. 2. This Act shall be cumulative of the existing laws and shall not be construed as repealing any law fixing the compensation of the County Judge of Lubbock County, Texas.

Sec. 3. If any portion of this Act is held to be unconstitutional the remaining portion shall, nevertheless, be valid.

Sec. 4. The fact that the County Judge of Lubbock County, Texas, does

not receive any additional compensation for serving as a member of the County Juvenile Board creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The report was read.

On motion of Senator Corbin and by unanimous consent the report was considered immediately and was adopted by the following vote:

Yeas—29

Aikin	McDonald
Ashley	Moffett
Bracewell	Moore
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secret
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis

Absent

Owen Weinert

#### House Bill 508 on Second Reading

On motion of Senator Roberts and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 508, A bill to be entitled "An Act providing for the filing of an application to prospect land belonging to the State and the prospect rental payment; providing for the issuance of permits and the term thereof; providing for the filing of an application to lease and the payment therefor; providing for the issuance of leases and the term thereof; providing the royalty to be paid to the State; providing for the inclusion of such provisions in leases as the Commissioner of the General Land Office may deem necessary; providing the rental and minimum royalty payments; providing such payments shall be credited to the Permanent School Fund; providing for the assignment of permits and leases and the filing thereof in the

General Land Office; providing that nothing herein shall affect existing rights; providing certain conditions upon which the owner of an existing valid permit may take advantage of this Act; declaring the provisions hereof severable; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 508 on Third Reading

Senator Roberts moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 508 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	McDonald
Ashley	Moffett
Bracewell	Moore
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis

#### Absent

Owen                      Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—29

Aikin	McDonald
Ashley	Moffett
Bracewell	Moore
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis

#### Absent

Owen                      Weinert

#### Adjournment

On motion of Senator Strauss the Senate at 12:45 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

#### SIXTY-EIGHTH DAY

(Thursday, May 26, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moffett
Ashley	Moore
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Weinert
Martin	Willis
McDonald	

#### Absent—Excused

Owen

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation, as follows:

"Help us, our Father, to be true to every trust; for we must all appear before the people of Texas, as well as the judgment seat of Christ, to give an account of our deeds; and teach us that godliness is profitable in all things, having promise of the life that now is, and the life which is to come. For Christ's sake. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Leave of Absence

Senator Owen was granted leave of absence for today on account of important business on motion of Senator Roberts.